UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK TIMES SQUARE CONSTRUCTION, INC.,

Plaintiff.

-against-

BUILDING AND CONSTRUCTION TRADES COUNCIL OF GREATER NEW YORK, ENTERPRISE ASSOCIATION OF STEAMFITTERS LOCAL 638 OF THE UNITED ASSOCIATION, CEMENT AND CONCRETE WORKERS LOCAL 20 OF THE LABORERS INTERNATIONAL UNION OF NORTH AMERICA, UNITED BROTHERHOOD OF CARPENTERS & JOINERS OF AMERICAL LOCAL 608, LOCAL #46 METALLIC LATHERS UNION AND REINFORCING IRONWORKERS OF NEW YORK AND VICINITY OF THE INTERNATIONAL ASSOCIATION OF BRIDGE, STRUCTURAL, ORNAMENTAL AND REINFORCING IRON WORKERS, INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 14-14B, INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 15D, AFFILIATED WITH THE AFL-CIO, LABORERS LOCAL 79, A CONSTITUENT LOCAL UNION OF THE MASON TENDERS DISTRICT COUNCIL OF GREATER NEW YORK, AFFILIATED WITH LABORERS INTERNATIONAL UNION OF NORTH AMERICA, MASON TENDERS DISTRICT COUNCIL OF GREATER NEW YORK, DISTRICT COUNCIL OF NEW YORK CITY AND VICINITY OF THE UNITED BROTHERHOOD OF CARPENTERS, JOINERS OF AMERICA, AFL-CIO AND LOCAL UNION 3, INTER-NATIONAL BROTHERHOOD OF ELECTRICAL WORKERS AND TEAMSTERS LOCAL 282 A/W INTERNATIONAL BROTHERHOOD OF TEAMSTERS, AFL-CIO,

RULE 7.1 STATEMENT

07-CIV-7403 (RJS)

Defendants.

Pursuant to Federal Rule of Civil Procedure 7.1 (formerly Local General Rule 1.9) and to enable District Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for Defendant INTERNATIONAL UNION OF OPERATING

ENGINEERS LOCAL 15, 15A, 15C & 15D, AFL-CIO s/h/a INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 15D, AFFILIATED WITH THE AFL-CIO (a private non-governmental party) certifies that the following are corporate parents, affiliates and/or subsidiaries of said party which are publicly held: NONE.

Dated: October 12, 2007

Matthew G. McGuire (MM-7755)